

Gerald H. Davis #110417  
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[davisatty@aol.com](mailto:davisatty@aol.com)

## Trustee

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF CALIFORNIA

In re: ) Case No.: 09-16077-PB7  
 )  
 JULIE ILENE MELTZER, AND ) EX PARTE APPLICATION FOR  
 ) AUTHORITY TO EMPLOY  
 ) R. DEAN JOHNSON AS ACCOUNTANT  
 DAVID CHARLES MELTZER )  
 )  
 Debtor(s) )  
 )  
 )

GERALD H. DAVIS (applicant), the duly appointed and acting Chapter 7 Trustee for the above referenced bankruptcy proceeding, hereby applies ex parte for an Order authorizing the employment of R. DEAN JOHNSON as accountant for the estate. Pursuant to Bankruptcy Rule 2014(a), the Applicant respectfully represents:

1. On October 23, 2009 an Order for relief was entered in the above-referenced case. Shortly thereafter, GERALD H. DAVIS, was appointed as Trustee.
2. It is the Trustee's obligation to determine the debtor Estate's tax liability and prepare appropriate tax returns during his status as Trustee.
3. In order to properly determine the Estate's tax liability and prepare appropriate tax returns, analyze the tax consequences of the liquidation of estate assets, provide accounting related assistance in investigating and locating assets and reviewing banking and financial records, and perform other accounting services required by the Estate, Applicant requires

1           the services of an accountant who is experienced in these  
2           matters.

3       4. As provided by Section 327(a) of the Bankruptcy Code ,the  
4           Applicant wishes to employ R. DEAN JOHNSON as accountant. R.  
5           DEAN JOHNSON has agreed to waive a written agreement and to  
6           perform the required services at his customary billing rates  
7           which are as follows:

8           R. Dean Johnson                   CPA                   200.00  
9           Leslie E. Steenerson           Para. Prof.           100.00  
10          Hayle D. Hill                   Para. Prof           50.00  
11          Kerrie Nelson                   Para. Prof.           50.00  
12          Sandra Taylor                   Para. Prof.           50.00

13       5. The trustee is informed, believes, and therefore represents that  
14           R. DEAN JOHNSON has substantial bankruptcy and insolvency  
15           experience and is a Certified Public Accountant licensed to  
16           practice in this jurisdiction and that he is a disinterested  
17           person within the meaning of Section 101(14) of the Bankruptcy  
18           Code.

19       6. This application is accompanied by the Declaration of  
20           Disinterest of R. DEAN JOHNSON and Applicant will make no  
21           payment of compensation to R. DEAN JOHNSON except upon  
22           application and the entry of an Order by the Court authorizing  
23           such payment.

24       WHEREFORE, Applicant respectfully requests that he be authorized  
25           to employ R. DEAN JOHNSON as accountant for the Estate effective  
26           November 12, 2010 and that compensation for accounting services  
27           be paid as an administrative expense in such amounts as this  
28           Court may hereinafter determine and allow.

Dated: November 12, 2010

/s/ Gerald H. Davis  
Bankruptcy Trustee

Gerald H. Davis #110417  
P.O. Box 121111  
San Diego, CA 92112-1111  
(619) 400-9997  
[davisatty@aol.com](mailto:davisatty@aol.com)

## Trustee

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF CALIFORNIA

In re: ) Case No.: 09-16077-PB7  
JULIE ILENE MELTZER, AND )  
DAVID CHARLES MELTZER ) DECLARATION OF  
 ) PROPOSED ACCOUNTANT  
 ) R. DEAN JOHNSON  
Debtor(s) )

I, R. DEAN JOHNSON, do hereby declare and state as follows:

1. I am a Certified Public Accountant licensed in the State of California.  
My office is located at 7801 Mission Center Court, Suite 200, San Diego, CA  
92108.

2. I have been requested by the Trustee, GERALD H. DAVIS, to perform tax and accounting services on behalf of the Estate as needed.

3. With respect to the debtor, I am a disinterested person within the meaning of Section 101(14) of the Bankruptcy Code. To the best of my knowledge, information and belief I have no connection with the debtor, its creditors or with any party in interest herein and do not represent any interest adverse to the Estate.

4. I understand and accept that compensation for any services I shall render to the Estate are subject to review by this Court. No arrangement has been made or will be made for sharing of fees or fee-splitting.

I declare under penalty of perjury that the foregoing is true and correct, according to the best of my knowledge, information and belief.

Executed this 12<sup>th</sup> day of November, 2010 in San Diego, California.

/s/ R. Dean Johnson  
Certified Public Accountant

1 MARY TESTERMAN DUVOISIN, ATTORNEY #163514  
2 TRIAL ATTORNEY  
3 OFFICE OF THE UNITED STATES TRUSTEE  
4 402 WEST BROADWAY, SUITE 600  
5 SAN DIEGO, CA 92101-8511  
6 (619) 557-5013

7  
8 Attorney for  
9 TIFFANY L. CARROLL  
10 ACTING UNITED STATES TRUSTEE

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UNITED STATES BANKRUPTCY COURT  
Southern District of California

In re: ) Case No. 09-16077-PB7  
10 )  
11 JULIE ILENE MELTZER and ) STATEMENT OF POSITION  
12 DAVID CHARLES MELTZER, ) OF UNITED STATES TRUSTEE  
13 Debtor(s). )  
14 ) Hearing Date: None  
\_\_\_\_\_  
The United States Trustee responds to the EX PARTE  
APPLICATION FOR AUTHORITY TO EMPLOY ACCOUNTANT, R. Dean Johnson,  
as follows:

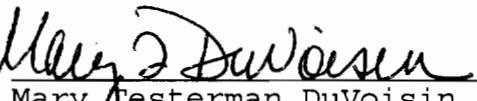
\_\_\_\_\_ The United States Trustee takes no position.  
18 \_\_\_\_\_ The United States Trustee has no objection.  
19 \_\_\_\_\_ The United States Trustee objects and requests a  
hearing.  
21 \_\_\_\_\_ The United States Trustee objects as set forth below.

Respectfully submitted,

TIFFANY L. CARROLL  
ACTING UNITED STATES TRUSTEE

Dated: November 19, 2010

By:

  
Mary Testerman DuVoisin,  
Trial Attorney for the  
Acting United States Trustee